

106TH CONGRESS
2D SESSION

S. 3227

To authorize the Bureau of Reclamation to provide for the installation of pumps and removal of the Savage Rapids Dam on the Rogue River in the State of Oregon, and for other purposes.

IN THE SENATE OF THE UNITED STATES

OCTOBER 23 (legislative day, SEPTEMBER 22), 2000

Mr. SMITH of Oregon (for himself and Mr. WYDEN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To authorize the Bureau of Reclamation to provide for the installation of pumps and removal of the Savage Rapids Dam on the Rogue River in the State of Oregon, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Savage Rapids Dam
5 Act of 2000”.

6 **SEC. 2. CONGRESSIONAL FINDINGS.**

7 This Congress finds that—

1 (1) the Savage Rapids Dam has provided water
2 since 1921 from the Rogue River in the State of Or-
3 egon to the Grants Pass Irrigation District (here-
4 after referred to as the “District”), a governmental
5 subdivision under Oregon State Statutes;

6 (2) the State of Oregon, the National Marine
7 Fisheries Service and the District have agreed, in
8 principle, that removal of the Savage Rapids Dam
9 and its replacement with modern irrigation pumps
10 will provide improved protection to the salmon and
11 steelhead resources of the Rogue River basin;

12 (3) it is in the public interest to have the Fed-
13 eral Government purchase the Savage Rapids Dam
14 from the District; and

15 (4) it is appropriate to enact measures that
16 both enhance and protect natural resources while en-
17 suring the operational and financial stability of the
18 District and reasonable costs for the delivery of irri-
19 gation water to its patrons.

20 **SEC. 3. CONSTRUCTION AUTHORIZATION, DAM ACQUISI-**
21 **TION, DAM REMOVAL.**

22 (a) Prior to the removal of Savage Rapids Dam, the
23 Secretary of the Interior (hereafter referred to as the
24 “Secretary”) shall design and install modern electric irri-
25 gation pumps and associated infrastructure at or near

1 Savage Rapids Dam on the Rogue River in order to supply
2 water to the District in the amount of 150 cubic feet per
3 second. The Savage Rapids Dam is located on the Rogue
4 River at a point adjacent to the Josephine County easterly
5 line and the Jackson County westerly line running south
6 to north: Southeast corner of Section 24, Township 36
7 south, Range 5 west, Willamette Meridian, State of Or-
8 egon.

9 (b) The Secretary shall install fish screens at the
10 pump stations, ensure and certify that the pumping facil-
11 ity is operational and in conformity with all applicable
12 State and Federal environmental regulations prior to dam
13 removal.

14 (c) Following the completion of activities authorized
15 under subsections (a) and (b), the Secretary is authorized
16 to acquire the dam described in subsection (a). Acquisition
17 shall only include the dam itself, and shall not include any
18 lands adjacent to or underlying the dam structure.

19 (d) The Secretary is authorized and directed to re-
20 move the dam, following its acquisition.

21 (e) For five years after the dam removal is completed,
22 the Secretary shall also correct any deficiencies in the de-
23 sign, specification, and installation of the pumps, includ-
24 ing any problems that may be caused by accumulated sedi-
25 ments.

1 (f) Title to the pumping facilities will be held by the
 2 District, and the District shall be responsible for operation
 3 and maintenance of these facilities, except as specified in
 4 Sec. 3(e) and Sec. 4(a).

5 (g) The Secretary is authorized to proceed with ac-
 6 tivities under this Act on the basis of the Environmental
 7 Impact Statement published by the Bureau of Reclama-
 8 tion in 1995, "Fish Passage Improvements, Savage Rap-
 9 ids Dam, Planning Report and Final Environmental
 10 Statement, Josephine County Water Management Im-
 11 provement Study, Oregon, Rogue River Basin, Oregon.".

12 **SEC. 4. MONITORING, MITIGATION AND RESTORATION AC-**
 13 **TIVITIES.**

14 (a) For ten years after the date of the removal of
 15 Savage Rapids Dam, the Bureau of Reclamation, in con-
 16 junction with the National Marine Fisheries Service and
 17 the Oregon Department of Fish and Wildlife, shall mon-
 18 itor any impacts downstream from the dam resulting from
 19 dam removal and will implement appropriate remedial ac-
 20 tions as necessary.

21 (b) The Bureau of Reclamation and the U.S. Fish
 22 and Wildlife Service, acting through the Southwest Oregon
 23 Resource Conservation and Development Council, shall
 24 identify and implement riparian restoration and other
 25 fisheries enhancement projects upstream of the site of the

1 Savage Rapids Dam and downstream to the mouth of the
 2 Applegate River to minimize the impact, and maximize the
 3 benefit, of dam removal. The Federal cost-share for activi-
 4 ties under this subsection shall be seventy-five percent.

5 (c) The Secretary shall work with the State of Oregon
 6 and the Counties of Josephine and Jackson to identify and
 7 implement community recreational enhancement projects.
 8 The Federal cost-share for activities under this subsection
 9 shall be fifty percent.

10 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

11 (a) There are authorized to be appropriated
 12 \$13,500,000 for activities under this Act, except as pro-
 13 vided in paragraphs (b) through (d) below.

14 (b) There are authorized to be appropriated
 15 \$3,700,000 for activities under Sec. 3(c).

16 (c) There are authorized to be appropriated
 17 \$2,500,000 for activities under Sec. 4(b).

18 (d) There are authorized to be appropriated
 19 \$2,500,000 for activities under Sec. 4(c).

20 **SEC. 6. APPLICATION OF THE RECLAMATION REFORM ACT.**

21 Activities funded under this Act shall not be consid-
 22 ered a supplemental or additional benefit under the Act
 23 of June 17, 1902 (82 Stat. 388) and all Acts amendatory
 24 thereof or supplementary thereto.

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